

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
PINE BLUFF DIVISION

NICHOLAS CARPENTER
ADC #148053

PLAINTIFF

v.

No. 5:18-cv-136-DPM

ARKANSAS DEPARTMENT OF
CORRECTION and BURNETT,
Doctor/Oral Surgeon

DEFENDANTS

ORDER

Unopposed recommendation, No 7, adopted. FED. R. CIV. P. 72(b) (1983 addition to advisory committee notes). The ADC will be dismissed with prejudice. Carpenter's claims against Burnett will be dismissed without prejudice. This dismissal counts as a "strike" for purposes of 28 U.S.C. § 1915(g). An *in forma pauperis* appeal from this Order and accompanying Judgment would not be taken in good faith. 28 U.S.C. § 1915(a)(3).

So Ordered.

D.P. Marshall Jr.
D.P. Marshall Jr.
United States District Judge

29 April 2019